

#### EXPRESS MAIL NO. EV322529075US Attorney Docket No. MCD128 Client/Matter No. 83629.0049

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

10/716,858

Applicant:

Gary R. Flauaus, et al.

Filed:

November 19, 2003

TC/A.U.

[Not Yet Assigned]

Examiner:

[Not Yet Assigned]

Docket No.

MCD128

Confirmation No. [Not Yet Assigned]

Title: METHOD OF DETECTING

AND MONITORING FABRIC

CONGESTION

Customer No. 25235

### CERTIFICATE OF MAILING BY EXPRESS MAIL

Mail Stop Non-Fee Amendment Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Sir:

The undersigned hereby certifies that the following documents:

- Preliminary Amendment (5 pages)
- Replacement Drawing Fig. 4 (1 Sheet)
- Certificate of Mailing by Express Mail
- Return Receipt Postcard

relating to the above application, were deposited as "Express Mail", Mailing Label No. EV322529075US with the United States Postal Service, addressed to The Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, on December 12, 2003.

12/12/03

Date

12/12/03

Date

Mailer

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Client Matter No. 83629.0049 Attorney Docket No. MCD128 Express Mail No.: EV322529075US

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Congestion

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#### PRELIMINARY AMENDMENT

Sir:

Please amend the above-identified application as follows and consider the pending claims: